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Docket No.: 200309144-2 (1509-460)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Matthew M. WILLIAMSON

U.S. Patent Application No. 10/697,044

Filed: October 31, 2003

Confirmation No. 9711

Group Art Unit: 2134

Examiner: Matthew E HENEGHAN

For: PROPAGATION OF VIRUSES THROUGH AN INFORMATION TECHNOLOGY
NETWORKRESPONSE TO RESTRICTION REQUIREMENTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

CERTIFICATION OF FACSIMILE TRANSMISSION
I HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIMI-
LE TRANSMITTED TO THE PATENT AND TRADEMARK OFFICE
ON THE DATE SHOWN BELOW
Lori Boyd
TYPE OR PRINT NAME OF PERSON SIGNING CERTIFICATION
Lori Boyd 5/2/07
SIGNATURE DATE

By Official Action mailed April 2, 2007 restriction to one of the following inventions is required under 35 USC 121:

- I. Claims 1-14 and 21-29, drawn to the limiting of access between a network node and a plurality of selected other network nodes in order to counteract the propagation of network viruses, classified in class 726, subclass 24.
- II. Claims 15-20, drawn to the buffering of network requests according to a policy, classified in class 709 subclass 230

In response, Applicants hereby elect Invention I for examination in this case, upon which claims 1-14 and 21-29 are readable.

The election is made *with traverse* because the Examiner's reason for insisting upon restriction is not persuasive.

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In particular, Applicants respectfully submit that the classification of Invention II, i.e., 709/230 - COMPUTER-TO-COMPUTER PROTOCOL IMPLEMENTING, is inaccurate. A person of ordinary skill in the art would understand that Invention II, like Invention I, is directed to INFORMATION SECURITY, and should be classified in the same class (i.e., class 726) as Invention I. Thus, both Inventions I and II can be covered in a single search. Accordingly, Applicants respectfully submit that the search and examination of the entire application can be made without serious burden on the Examiner.

In view of the above, withdrawal of the Restriction Requirement and consideration of all claims pending in the instant application are believed appropriate and therefore courteously solicited.

Early examination on the merits is respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 08-2025 and please credit any excess fees to such deposit account.

Respectfully submitted,

Matthew M. WILLIAMSON



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Date: May 2, 2007

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